

FORM PTO-1390
(REV 10-96)

DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

597.002US1

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

08/913257INTERNATIONAL APPLICATION NO.
PCT/GB96/00553INTERNATIONAL FILING DATE
8 March 1996PRIORITY DATE CLAIMED
10 March 1995

TITLE OF INVENTION : Esters of 5-Aminolevulinic Acid As Photosensitizing Agents in Photochemotherapy

APPLICANT(S) FOR DO/EO/US : Karl E. Giersckky et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

Copies of Request, International Search Report, International Application as published, and International Preliminary Examination Report.

PCT/GB96/00553

697.002US1

CALCULATIONS PTO USE ONLY

17. ☒ The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :**

Search Report has been prepared by the EPO or JPO \$910.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)
..... \$700.00No international preliminary examination fee paid to USPTO (37 CFR 1.482)
but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$770.00Neither international preliminary examination fee (37 CFR 1.482) nor
international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1040.00International preliminary examination fee paid to USPTO (37 CFR 1.482)
and all claims satisfied provisions of PCT Article 33(2)-(4) \$96.00**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$ 910.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	29 - 20 =	9	X \$22.00
Independent claims	2 - 3 =	0	X \$80.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00

\$ 198.00

\$ 0

260.00

TOTAL OF ABOVE CALCULATIONS =

\$ 1498.00

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement
must also be filed (Note 37 CFR 1.9, 1.27, 1.28).

\$

SUBTOTAL =

\$ 1498.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 1498.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED =

\$ 1498.00

Amount to be:

refunded \$

charged \$

a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.b. ☒ Please charge my Deposit Account No. 19-0743 in the amount of \$ 1498.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 19-0743. A duplicate copy of this sheet is enclosed.**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

Ann S. Viksnins
Schwegman, Lundberg, Woessner & Kluth, P.A.
P.O. Box 2938
Minneapolis, MN 55402

SIGNATURE:

Ann S. Viksnins

NAME

37,748

REGISTRATION NUMBER

In re Patent Application of: Karl E. Giersckey, Johan Moan, Qian Peng, Harald Steen, Warlee Tront, Alf R. Borge

Title: ESTERS OF 5-AMINOLEVULINIC ACID AS PHOTSENSITIZING AGENTS IN
PHOTOCHEMOTHERAPY

Docket No.: 697.002US1

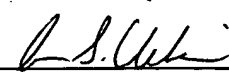
89 Rec'd PCT/PTO 10 SEP 1997

BOX PCTAssistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A Transmittal Letter to the DO/EO/US (and duplicate copy thereof).
- ☒ Copies of: PCT/GB96/00553 as published (Intn'l Publ. No. WO 96/28412, including specification (39 pages), 19 claims, and 23 sheets of drawings); PCT Request Form; International Search Report; and International Preliminary Examination Report and Annexes (replacement sheets of specification and claims)
- ☒ Authorization to charge the filing fee of \$ 1498.00 to Deposit Account No. 19-0743.
- ☒ A Preliminary Amendment (2 pgs).
- ☒ A return postcard.

Please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-339-0331)By: 
Ann S. Viksnins
Reg. No. 37,748CERTIFICATE UNDER 37 CFR 1.10:"Express Mail" mailing label number: EM492361162USDate of Deposit: September 10, 1997

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Attn: BOX PCT, Washington, D.C. 20231.

By: 
Name: MATTHEW HOLLISTER

(U.S. NAT'L STAGE FILING)

INFORMATION DISCLOSURE STATEMENT

Serial Number: 08/913,257

Filing Date: December 5, 1997

Title: ESTERS OF 5-AMINOLEVULINIC ACID AS PHOTSENSITIZING AGENTS IN PHOTOCHEMOTHERAPY

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Dkt: 697.002US1

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

KARL E. GIERSKCKY ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938

Minneapolis, MN 55402

(612) 373-6961

Date 9 April 1998 By *Ann S. Viksnins*

Ann S. Viksnins

Reg. No. 37,748

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner of Patents, Washington, D.C. 20231 on April 9, 1998.

Ann S. Viksnins
Name

Ann S. Viksnins
Signature